

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

WIENER FAMILY LIMITED PARTNERSHIP,
WIENER FAMILY HOLDING CORPORATION,
MARVIN M. WIENER and SON德拉 M. WIENER,

Defendants.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 10-04323 (SMB)

STIPULATION AND ORDER

Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.* (“SIPA”), and the substantively consolidated estate of Bernard L. Madoff individually, by and through his counsel, Baker & Hostetler LLP, and defendants Wiener Family Limited Partnership, Wiener Family Holding Corporation, Marvin M. Wiener

and Sondra M. Wiener (the “Defendants”), by and through their counsel, Fox Rothschild LLP (collectively, the “Parties”), represent as follows:

WHEREAS, on November 10, 2010, this Court entered the Order (1) Establishing Litigation Case Management Procedures for Avoidance Actions and (2) Amending the February 16, 2010 Protective Order (the “LPO”) [Adv. Pro. No. 08-01789 (SMB), Dkt. No. 3141];

WHEREAS, the Trustee commenced this action (the “Adversary Proceeding”) by filing a complaint (the “Complaint”) on November 26, 2010 [Dkt. No. 1];

WHEREAS, pursuant to the Notice of Applicability filed by the Trustee in this Adversary Proceeding on November 26, 2010 [Dkt. No. 2], the LPO and the avoidance procedures contained therein (the “Avoidance Procedures”) are applicable to the instant matter;

WHEREAS, under the Avoidance Procedures, “the parties shall meet, either in person or by teleconference, and confer on a mediation, discovery and litigation plan (the ‘Initial Case Conference’)” within 30 days after an answer is filed (the “Initial Case Conference Period”);

WHEREAS, the Defendants filed an answer to the Complaint on July 31, 2015 [Dkt. No. 31]; and

WHEREAS, the parties have agreed to extend the Initial Case Conference Period in this Adversary Proceeding, which would have otherwise expired on August 31, 2015;

NOW, THEREFORE, the Parties stipulate and agree to, and the Court **ORDERS**, the following:

1. The Initial Case Conference Period is hereby extended to September 30, 2015.
2. The Initial Case Conference in this Adversary Proceeding will be held on a date

to be agreed upon by the parties on or before September 30, 2015.

Dated: New York, New York
August 27, 2015

BAKER & HOSTETLER LLP

By: s/ Nicholas J. Cremona
45 Rockefeller Plaza
New York, New York 10111
Telephone: 212.589.4200
Facsimile: 212.589.4201
David J. Sheehan
Email: dsheehan@bakerlaw.com
Jimmy Fokas
Email: jfokas@bakerlaw.com
Nicholas J. Cremona
Email: ncremona@bakerlaw.com

*Attorneys for Irving H. Picard, Trustee for the
Substantively Consolidated SIPA Liquidation
of Bernard L. Madoff Investment Securities
LLC and for the Estate of Bernard L. Madoff*

FOX ROTHSCHILD LLP

By: s/ Ernest Edward Badway
100 Park Avenue, Suite 1500
New York, New York 10017
Telephone: 212.878.7900
Facsimile: 212.692.0940
Ernest Edward Badway
Email: ebadway@foxrothschild.com
Lauren J. Talal
Email: ltalan@foxrothschild.com

*Attorneys for Defendants Wiener Family
Limited Partnership, Wiener Family Holding
Corporation, Marvin M. Wiener and Sondra
M. Wiener*

SO ORDERED ON August 28th2015 :

/s/ STUART M. BERNSTEIN
HONORABLE STUART M. BERNSTEIN
UNITED STATES BANKRUPTCY JUDGE